

FILED
GREAT FALLS DIV.
2009 MAY 12 PM 4 14
PATRICK E. DUFFY, CLERK
BY _____
DEPUTY CLERK

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
GREAT FALLS DIVISION**

CRYSTAL D. DeCOTEAU,

Plaintiff,

vs.

MICHAEL O. LEAVITT, DEPT. OF
HEALTH AND HUMAN SERVICES,
and IHS,

Defendants.

No. CV 08-88-GF-SEH

ORDER

On March 25, 2009, United States Magistrate Judge Keith Strong entered Findings and Recommendations¹ in this matter. Plaintiff did not file objections. No review is required of proposed findings and recommendations to which no

¹ Docket No. 5.

objection is made. Thomas v. Arn, 474 U.S. 140, 149-152 (1986). However, this Court will review Judge Strong's Findings and Recommendations for clear error.

Upon review, I find no clear error in Judge Strong's Findings and Recommendations and adopt them in full.

ORDERED:

1. The Complaint² is DISMISSED WITH PREJUDICE.
2. A certificate of appealability is DENIED. Any appeal would be taken in bad faith as the Complaint fails to state a claim upon which relief may be granted.

DATED this 12th day of May, 2009.


SAM E. HADDON
United States District Judge

² Docket No. 2.